

4497. Misbranding of Gottschall's Life Essence tablets. U. S. v. 13,250 tablets, etc. (F. D. C. No. 36090. Sample No. 41629-L.)

LIBEL FILED: November 2, 1953, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about May 15, 1953, from Cleveland, Ohio.

PRODUCT: 13,250 *Gottschall's Life Essence tablets* in 1 drum and 650 bottles, each containing 55 similar tablets, at Harrisburg, Pa., in possession of Gottschall Products Co., Inc., together with a number of loose labels.

RESULTS OF INVESTIGATION: The tablets in the drum and in the bottles had been originally shipped in interstate commerce in bulk, and upon receipt by the consignee, a portion of the tablets was repacked into the above-mentioned bottles. The loose labels were for use in repackaging the tablets remaining in the drum.

LABEL, IN PART: (Bottle) "Gottschall's Life Essence Directions For Dyspepsia and Indigestion take 1 Tablet after meals. For Gastritis and Sour Stomach take 1 Tablet half hour before meals. For Toxic Poisoning, Malaria and General Run-Down Condition take 1 Tablet after meals and at night. Take treatment until relieved. If dose taken becomes too active on the bowels, lessen; if not sufficient, increase. Children 10 yrs. or over $\frac{1}{2}$ tablet. 5 yrs to 10 yrs. $\frac{1}{4}$ tablet. * * * Net Weight Each Tablet 4 grains Contains Gentian Root Pepsin Pancreatin Myrrh Senna Aloes Drop Black Saffron Oil Peppermint Powdered Sugar."

NATURE OF CHARGE: Misbranding (tablets in drum and bottles), Section 502 (a), the labeling of the tablets contained statements which represented and suggested that the tablets were an adequate and effective treatment for dyspepsia, indigestion, gastritis, sour stomach, toxic poisoning, malaria, and general rundown condition, which statements were false and misleading since the tablets were not an adequate and effective treatment for such conditions. The tablets were misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: December 29, 1953. The Gottschall Products Corp., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

4498. Misbranding of B-amino-complex tablets. U. S. v. 131 Bottles, etc. (F. D. C. No. 35698. Sample No. 76241-L.)

LIBEL FILED: On or about December 17, 1953, District of Oregon.

ALLEGED SHIPMENT: The tablets were shipped on or about September 14, 1953, by the Landstrom Co., from San Francisco, Calif., and the folders described below were shipped on or about September 7, 1953, by the Unitone Corp., from New York, N. Y.

PRODUCT: 131 bottles of *B-amino-complex tablets* at Portland, Oreg., together with a number of folders entitled "Amazing New Medical Discovery Checks Deafness."

LABEL, IN PART: (Bottle) "100 Tablets B-Amino-Complex * * * A brand of amino acids, coenzymes, vitamins and minerals."

NATURE OF CHARGE: Misbranding, Section 502 (a), the labeling of the article, namely, the above-mentioned folders, represented and suggested that the article